

ESTTA Tracking number: **ESTTA379449**

Filing date: **11/19/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91195622
Party	Plaintiff Eleos Inc.
Correspondence Address	STEPHEN R BAIRD WINTHROP & WEINSTINE 225 SOUTH 6TH STREET, SUITE 225 MINNEAPOLIS, MN 55402 UNITED STATES sbaird@winthrop.com, kbrennan@winthrop.com, trademark@winthrop.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Bradley J. Walz
Filer's e-mail	trademark@winthrop.com, sbaird@winthrop.com, bwalz@winthrop.com, aeichrodt@winthrop.com
Signature	/Bradley J. Walz/
Date	11/19/2010
Attachments	Motion for Extension of Discovery.pdf ( 3 pages )(88543 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Application Ser. No.: 77/923,215  
Filed: January 29, 2010  
For the mark: AZEDRA  
Published in the Trademark Official Gazette on June 15, 2010

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Eleos Inc.,

Opposer,

v.

Opposition No. 91195622

Molecular Insight Pharmaceuticals, Inc.,

Applicant.

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**MOTION FOR AN EXTENSION OF DISCOVERY AND TRIAL PERIODS  
WITH CONSENT**

Pursuant to Fed. R. Civ. P. 6(b) and 37 C.F.R. 2.120(a), Eleos, Inc. ("Opposer") hereby moves the Trademark Trial and Appeal Board ("Board") for a 60-day extension to the discovery and testimony periods.

On November 8, 2010, Nicole Gage, counsel for Applicant, consented to the filing of this motion, to allow more time to determine whether settlement is a possibility. This motion is not being filed for the purposes of delay. Therefore, the Parties respectfully request that the Board grant their Motion for an Extension of Discovery and Trial Periods with Consent and adopt the following schedule:

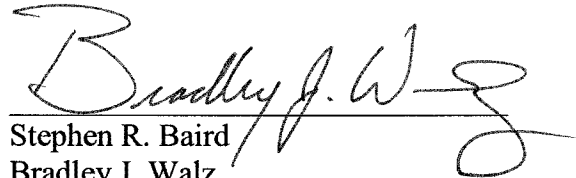
Discovery Opens	1/18/2011
Initial Disclosures Due	2/17/2011
Expert Disclosures Due	6/17/2011
Discovery Closes	7/17/2011
Plaintiff's Pretrial Disclosures	8/31/2011
Plaintiff's 30-day Trial Period Ends	10/15/2011
Defendant's Pretrial Disclosures	10/30/2011

Defendant's 30-day Trial Period Ends  
Plaintiff's Rebuttal Disclosures  
Plaintiff's 15-day Rebuttal Period Ends

12/14/2011  
12/29/2011  
1/28/2012

Respectfully submitted,

WINTHROP & WEINSTINE, P.A.

A handwritten signature in cursive script, appearing to read "Bradley J. Walz", written over a horizontal line.

Stephen R. Baird

Bradley J. Walz

Karen A. Brennan

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225 South Sixth Street

Minneapolis, MN 55402

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ATTORNEYS FOR OPPOSER

Dated: November 19, 2010

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**CERTIFICATE OF SERVICE BY MAIL**

This is to certify that on this 19th day of November, 2010, I served by United States mail, first class postage thereon prepaid, a true and correct copy of:

1. Motion for Extension of the Discovery and Trial Periods with Consent

in the above-captioned action to the following at the last known addresses, to-wit:

Nicole E. Gage  
Foley & Lardner LLP  
111 Huntington Ave.  
Boston, MA 02199



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Andrea Eichrodt